

ORDINANCE NO. 2006-4

AN ORDINANCE ESTABLISHING A LEASH LAW WITHIN THE CITY LIMITS OF POTTSVILLE, ARKANSAS.

WHEREAS, the city of Pottsville is currently experiencing problems with dogs and cats being allowed to run at large within the corporate city limits of Pottsville, Arkansas;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POTTSVILLE, ARKANSAS:

Section 1: That as of the effective date of this Ordinance, it shall be unlawful for the owner or person having charge of any dog or cat to permit or allow such dog or cat to run at large within the corporate city limits of the city of Pottsville, Arkansas, at any time.

Section 2: For the purposes of this Ordinance, the term "at large" shall be construed to mean not under control of the owner or authorized representative of the owner, either by leash, cord, chain, fence or other physical control, provided, an animal shall not be considered to be "at large" when on the premises of the owner or keeper thereof and accompanied by said owner or keeper.

Section 3: Vaccination. No person shall own, keep or harbor any dog or cat six (6 Months of age or older within the corporate limits of the city unless such dog or cat is effectively immunized against rabies by vaccination. Every owner is required to secure a metallic vaccination tag at the time his dog or cat is vaccinated and to securely fasten such tag to a collar which must be worn by the dog or cat at all times while inside the corporate limits of the city. There shall also be affixed to the animal a tag showing the name, address and phone number of the owner.

Section 4. Penalty. Any person violating any provision of this Ordinance shall be guilty of a misdemeanor and upon conviction shall be punished by fine of not more than One Hundred

Dollars (\$100.00).

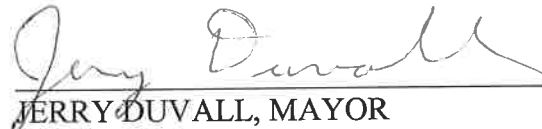
Section 5: In the event a pet owner's pet is impounded the owner will be responsible for paying a \$35.00 fee to obtain the animal back. This is an administrative fee that the city of Pottsville is charged per animal by the city of Atkins, Arkansas, who currently houses the pets. In the event the entity currently housing the pets increases the cost to the city of Pottsville, the city of Pottsville can also increase the \$35.00 fee commensurate with what the city of Pottsville is being charged without the necessity of amending this Ordinance.

Section 6; Any pet that is being held because of an attack or violent behavior is not subject to Section 5 and can be held per other state law and/or city ordinances.

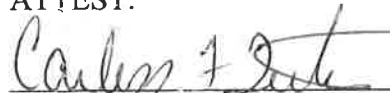
Section 7: This Ordinance revokes Ordinance 99-2.

Section 8: This Ordinance being necessary for the health, safety and welfare of the citizens of Pottsville, Arkansas, an emergency is declared to exist. This Ordinance shall take effect and be enforced from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 20 DAY OF July, 2006.


JERRY DUVALL, MAYOR
CITY OF POTTSVILLE

ATTEST:


City Clerk/Recorder

Prepared by:
Deidre L. Luker
Pottsville City Attorney
312 W. Main St.
Russellville, AR 72801

ORDINANCE NO. 2023-7

AN ORDINANCE AMENDING ORDINANCE NO. 2006-4 AND ORDINANCE NO. 2017-5

WHEREAS, the City Council for the City of Pottsville has determined that Ordinance No. 2006-4 and Ordinance No. 2017-5 are in need of amendment; and

WHEREAS, the City Council for the City of Pottsville has determined that it is in the best interest of the City and its citizens that Ordinance No. 2006-4 and Ordinance 2017-5 be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POTTSVILLE, ARKANSAS:

SECTION 1: Section 4 of Ordinance 2006-4 entitled "Penalty" shall be amended to read: "Anyone violating the terms of this ordinance shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than \$150.00 for the first offense, not less than \$200.00 for the second offense, and not less than \$250.00 for the third and all subsequent offenses."

SECTION 2: Section 5 of Ordinance 2006-4 shall be amended to read: "In the event a pet owner's pet is impounded the owner will be responsible for paying a \$40.00 fee to obtain the animal back."

SECTION 3: Sections 1 and 2 of Ordinance 2017-5 shall be removed.

SECTION 4: Any and all prior resolutions, ordinances, or parts of the same, which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5: If any provision of this ordinance or the application thereof to any person or circumstances is declared to be invalid, such invalidity shall not affect the other provisions or applications of the ordinance which may be given effect without the invalid provision(s) or application(s), and to this end the provisions of this ordinance are declared severable.

SECTION 6: EMERGENCY CLAUSE: This Ordinance being necessary to protect the health, safety, and welfare of the City and residents of the City of Pottsville, Arkansas, an emergency is declared to exist and this Ordinance shall go into effect immediately upon and after passage by the City Council.

Prepared by:
Deidre L. Luker
Pottsville City Attorney
312 W. Main St.
Russellville, AR 72801

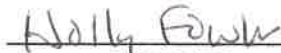
PASS AND APPROVED this 24th day of July 2023.



RANDY TANKERSLEY, MAYOR

ATTEST:

I, Holly Fowler, City Clerk of Pottsville, Arkansas, hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 2023-7 passed by the Pottsville City Council on the 24th day of July 2023.



HOLLY FOWLER

